(35)

HIGH COURT OF CHHATTISGARH, BILASPUR

Writ Petition (S) No. 4596 of 2007

PETITIONER K.S. Rajput (Khedu Singh Rajput) Aged 61 years, Retired Head Clerk, Subedar (M) 8th Battalian C.I.S.F., Rajnandgaon (C.G.)

Versus

RESPONDENTS

1. The State Govt. of Chhattisgarh, Through the Secretary, Home Department, D.K.S. Bhawan, Raipur (C.G.)
2. The Commadant, 8th Batallion, Rajnandgaon (C.G.)
3. The Joint Director (Pension Treasury and Account, Gahadhi Chauk, Raipur

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Appearance:

Shri Somkant Verma, counsel for the petitioner.
Ms. Deepali Pandey, Panel Lawyer for the State on advance copy.

ORAL ORDER
(08.08.2007)

SUNIL KUMAR SINHA, J.

Learned counsel for the petitioner submits that there is already an order dated 19.7.2006 in favour of the petitioner passed in W.P. No. 3549/2006 but even after that, the case of the petitioner has not been examined for his entitlement of the retrial benefits by respondents No. 3 & 4 (of that petition). He also refers to the default clause in the said order pertaining to the payment of interest, in case of failure. However, after arguing for sometime, learned counsel for the petitioner seeks permission to withdraw this petition with liberty to avail the appropriate remedy, including remedy of filing a contempt petition against the concerned respondent.

The prayer is allowed.

The petition is permitted to be withdrawn with the aforesaid liberty granted in favour of the petitioner.

It is made clear that if the situation arises that the decision has already been taken and the petitioner is not satisfied with the said decision after apprisal, he shall further be at liberty to raise his grievances before this Court.

Sd/-
Sunil Kumar Sinha
Judge

Vatti